

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**TO BE FILED
UNDER SEAL**

----- x -----
SECURITY INSURANCE COMPANY OF HARTFORD
(for Itself and as Successor in Interest to
the Fire and Casualty Insurance Company of Connecticut
and the Connecticut Indemnity Company),

Petitioner,

-against-

COMMERCIAL RISK REINSURANCE COMPANY
LIMITED (BERMUDA) and COMMERCIAL RISK RE-
INSURANCE COMPANY (VERMONT),

Respondents.

: **NOTICE OF SERVICE**

: Docket No. 07-CV-7191

In accordance with 9 U.S.C. § 9, Fed. R. Civ. P. 4(h)(1), and New York Insurance Law § 213(b)(2), Petitioner Security Insurance Company of Hartford, for itself and as successor in interest to the Fire and Casualty Insurance Company of Connecticut and the Connecticut Indemnity Company, by and through its attorneys Stroock & Stroock & Lavan LLP, hereby gives notice that true copies of:

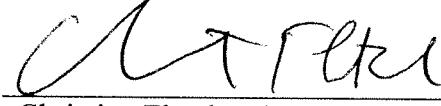
- (1) a Notice of Petition and Petition to Confirm Arbitration Award;
- (2) a Declaration of Michele L. Jacobson in support of Petition to Confirm Arbitration Award with a two volume Appendix of Exhibits;
- (3) a Memorandum of Law in support of Petition to Confirm Arbitration Award;
- (4) a Declaration of Michele L. Jacobson in support of Request to File Under Seal; and
- (5) an Order to File Under Seal

were served on Respondent Commercial Risk Re-Insurance Company (Vermont) on August 14, 2007 by personal service on a salaried employee of the Department of Insurance designated by the Superintendent of Insurance of New York to accept such service, along with payment of \$40.00, as sworn to in the affidavit of service attached hereto. Also attached hereto is a copy of the Notice of Petition to Confirm Arbitration Award which, pursuant to 9 U.S.C. §§ 6 and 9, is the process that commenced the above-captioned action.

Dated: New York, New York
August 22, 2007

STROOCK & STROOCK & LAVAN LLP

By:


Christian Fletcher (CF-3294)
Attorneys for Petitioner
180 Maiden Lane
New York, New York 10038
(212) 806-5400

TO: Commercial Risk Re-Insurance Company (Vermont)
199 Water Street - 20th Floor
New York, New York 10038-3528

John Higgins
D'Amato & Lynch
70 Pine Street
New York, New York 10270-0110

Form 27 - GENERAL PURPOSE

STROOCK STROOCK & LAVAN ESQS**ATTN:**

U.S.SOUTHERN DIST. COURT NEW YORK COUNTY

SECURITY INSURANCE COMPANY OF
HARTFORD, ETC

petitioner

Index No. 07-CV-7191

- against -

Date Filed

COMMERCIAL RISK REINSURANCE COMPANY
LIMITED (BERMUNDA), ETANO

respondent

Office No. 000224-0902

STATE OF NEW YORK, COUNTY OF NEW YORK

Court Date: / /

:SS:

RUDOLPH WRIGHT being duly sworn, deposes and says:

I am over 18 years of age, not a party to this action, and reside in the State of New York.

That on the 14th day of August, 2007 at 04:20 PM., at
%SUPT.OF INSURANCE, 25 BEAVER ST

NEW YORK, NY I served a true copy of the Declaration in support of request to file under seal; Order to file under seal, notice of petition to confirm arbitration award, declaration to Michele Jacobson in support of petition to confirm with appendix of exhibits and memorandum of law in support of petition to and at the same time and place, a fee of \$40.00 was paid confirm upon COMMERCIAL RISK REINSURANCE COMPANY (VERMONT) the RESPONDENT therein named, by delivering to, and leaving personally with

DORA LEWIS, CLERK AUTHORIZED TO ACCEPT SERVICE

a true copy of each thereof.

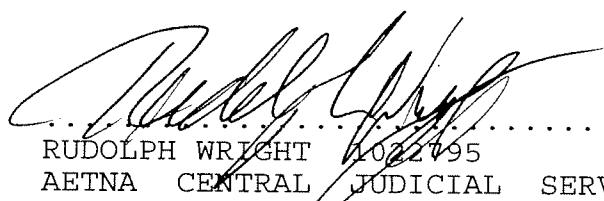
Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the aforesaid service as follows:

| | | |
|--------------|--------------|--------------|
| SEX: FEMALE | COLOR: BROWN | HAIR: BLAKC |
| APP. AGE: 43 | APP. HT: 5:6 | APP. WT: 140 |

OTHER IDENTIFYING FEATURES: GLASSES

Sworn to before me this
20th day of August, 2007ni

KENNETH WISSNER
Notary Public, State of New York
No. 01WI4714130
Qualified in NEW YORK COUNTY
Commission Expires 03/30/2010

RUDOLPH WRIGHT 1022795
AETNA CENTRAL JUDICIAL SERVICES
225 BROADWAY, SUITE 1802
NEW YORK, NY, 10007
Reference No: 7SS&L57069

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TO BE FILED
UNDER SEAL

----- X
SECURITY INSURANCE COMPANY OF HARTFORD
(for Itself and as Successor in Interest to
the Fire and Casualty Insurance Company of Connecticut
and the Connecticut Indemnity Company),

Petitioner,
-against-

COMMERCIAL RISK REINSURANCE COMPANY
LIMITED (BERMUDA) and COMMERCIAL RISK RE-
INSURANCE COMPANY (VERMONT),

Respondents.

: Docket No. 07 CV 7191

: NOTICE OF
: PETITION TO CONFIRM
: ARBITRATION AWARD

----- X
PLEASE TAKE NOTICE that upon the annexed Petition to Confirm Arbitration Award,
dated August 10, 2007, the accompanying Declaration of Michele L. Jacobson in Support of the
Petition to Confirm Arbitration Award, dated August 10, 2007, and the Appendix of Exhibits
deemed annexed thereto, the accompanying Memorandum of Law in Support of the Petition to
Confirm Arbitration Award, dated August 10, 2007, Petitioner Security Insurance Company of
Hartford, itself and as successor in interest to the Fire and Casualty Insurance Company of
Hartford and the Connecticut Indemnity Company ("SICH"), hereby petitions the United States
District Court, Southern District of New York, at the United States Courthouse, 500 Pearl Street,
New York, New York, on a date and at a time to be determined by the Court, for an Order,
pursuant to the Federal Arbitration Act, 9 U.S.C. § 9, and the Convention on the Recognition and
Enforcement of Foreign Arbitral Awards, 9 U.S.C. § 207, confirming the arbitration award (the
"Award") against Commercial Risk Reinsurance Company Limited (Bermuda) and Commercial

Risk Re-insurance Company (Vermont)(together “CR”), effective July 10, 2007, issued on July 14, 2007 and bearing a signature date of July 16, 2007 in the arbitration proceeding entitled In the Matter of the Arbitration of Security Insurance Company of Hartford v. Commercial Risk Reinsurance Company Limited (Bermuda) and Commercial Risk Re-insurance Company (Vermont) (Non-DIG) and for Judgment as follows:

- A. directing Respondent Commercial Risk Reinsurance Company Limited (Bermuda)(“CR Bermuda”) to pay Petitioner \$2,512,816.79, representing its balance due under the Treaties;
- B. directing Respondent Commercial Risk Re-insurance Company (Vermont)(“CR Vermont”) to pay Petitioner \$417,714.65, representing its balance due under the Treaties;
- C. directing Respondent CR Bermuda to pay Petitioner \$330,478.21, which represents the pre-Award interest on the balances due;
- D. directing Respondent CR Vermont to pay Petitioner \$66,959.73, which represents the pre-Award interest on the balances due;
- E. directing that any amounts not paid by August 21, 2007, which is thirty business days from the effective date of the Award, shall accrue at an interest rate of 10% per annum;
- F. directing that if either or both of Respondents fail to make the payments directed in the paragraph above, Petitioner may draw down upon security posted by CR in the form of letters of credit from BNP Paribas, LOC No. 91889854, in the amount of \$848,395.00, and LOC No. 91889856, in the amount of \$212,099.00 to partially satisfy the amounts so due;

G. declaring that the five Treaties that were the subject of the Arbitration between SICH and CR – the NHE Quota Share Reinsurance Agreement incepting March 15, 2000, the NHE Quota Share Reinsurance Agreement incepting March 15, 2001, the ORS Quota Share Reinsurance Agreement incepting September 1, 2001, the HPP Quota Share Reinsurance Agreement incepting May 1, 2000, and the HPP Quota Share Reinsurance Agreement incepting May 1, 2001 – are valid, binding and enforceable and remain in full force and effect;

H. declaring that Respondents are required to remit payment pursuant to the terms of the Treaties as cession statements are issued to them;

I. declaring that Respondents may not raise as a defense to future payments any issue already brought before the Arbitration Panel;

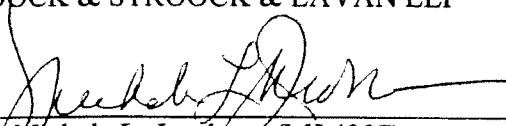
J. awarding SICH its costs in this action; and

K. awarding any such other relief as this court deems appropriate.

Dated: New York, New York
August 10, 2007

STROOCK & STROOCK & LAVAN LLP

By:


Michele L. Jacobson (MJ 4297)

Attorneys for Respondent-Cross-Petitioner Security
Insurance Company of Hartford
180 Maiden Lane
New York, New York 10038
(212) 806-5400

Index No. 07-CV-7191

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In the Matter of the Arbitration of

SECURITY INSURANCE COMPANY OF HARTFORD Itself and as Successor in Interest to
THE FIRE AND CASUALTY INSURANCE COMPANY OF CONNECTICUT and THE
CONNECTICUT INDEMNITY COMPANY,

Petitioner,

-against-

COMMERCIAL RISK REINSURANCE COMPANY LIMITED (BERMUDA) and
COMMERCIAL RISK RE-INSURANCE COMPANY (VERMONT),

Respondents.

NOTICE OF SERVICE

Attorneys for

STROOCK & STROOCK & LAVAN LLP
Petitioner Security Insurance Company of Hartford

180 MAIDEN LANE
NEW YORK, NEW YORK 10038-4982
212 806 5400

PLEASE TAKE NOTICE

Check Applicable Box

NOTICE OF ENTRY

*that the within is a (certified) true copy of a
entered in the office of the clerk of the within named Court on*

20

NOTICE OF SETTLEMENT

*that an Order of which the within is a true copy will be presented for settlement to the Hon.
one of the judges of the within named Court,*

at

on

20 , at

M.

Dated:

STROOCK & STROOCK & LAVAN LLP
Attorneys for